

Date of decision: 15-4-1996

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Coram: S.K. KESHOTE, J
(15-4-1996)

Mr. I. S. Supehia for the petitioner.
Mr. J. R. Nanavati for respondents.

ORAL JUDGMENT:

Heard the learned counsel for the parties.
Learned counsel for the petitioner does not dispute that in special civil application No.962 of 1977 the

petitioner herein was one of the petitioners. This fact has been admitted by the petitioner also in the affidavit-in-rejoinder. In para 5 of the affidavit-in-rejoinder the petitioner stated, "I had filed Sp. C.A. No.962/77 along with other staff from Anand. The petition was allowed and UGC pay scale of Rs.400-950 was given with effect from 1-6-1972. The judgment was further confirmed by the judgment in L.P.A. No.350/83." Thus this Court has already decided the matter in favour of the petitioner and U.G.C. pay-scale of Rs.400-950 has been given to the petitioner with effect from 1972.

2. In the present case the petitioner has claimed parity in the pay-scale which has been given to the respondents in this petition. The respondents were given the pay-scale of Rs.350-850 with effect from 1-6-1972, whereas the petitioner has already been granted higher pay-scale by this court in special civil application No.962 of 1977. In view of this fact, nothing survives in the petition.

3. In the result the writ petition fails and the same is dismissed. Rule discharged.